

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,

Plaintiff,

v.

KENNETH GORDON WESCOTT,

Defendant.

Case No. 2:14-cr-00085-APG-CWH

**ORDER ACCEPTING MAGISTRATE
JUDGE'S REPORT AND
RECOMMENDATION ON MOTION TO
DISMISS**

(Dkt. ##142, 179)

On June 29, 2015, defendant Kenneth Wescott filed a motion to dismiss. (Dkt. #142.) On August 4, 2015, Magistrate Judge Hoffman entered his Report and Recommendation (Dkt #179) recommending that the motion be denied. No objection has been filed to that Report and Recommendation, and the time to do so has now passed. Nevertheless, I have conducted a de novo review of the issues set forth in the Report and Recommendation. Judge Hoffman's Report and Recommendation sets forth the proper legal analysis and factual basis for the decision. I hereby accept that recommendation.

IT IS HEREBY ORDERED that Magistrate Judge Hoffman's Report and Recommendation **(Dkt. #179) is accepted** and approved in its entirety. Defendant's Motion to Dismiss **(Dkt. #142) is DENIED.**

Dated: September 4, 2015.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE